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**THE CITY OF NEW YORK
LAW DEPARTMENT**

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May 12, 2008

application granted. The status conference set for May 23, 2008 is adjourned until June 23, 2008 at 3:00p.m.

SO ORDERED:


WILLIAM H. PAULEY III U.S.D.J.
5/21/2008

Re: Marcus Rasean Thompson v. Captain Artrailyes Carter, et al.
07 Civ. 3243 (WHP)

Your Honor:

I am the Assistant Corporation Counsel in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, assigned to the defense of the above-referenced case. The Court previously granted the individually named defendants an extension until March 28, 2008 to respond to the complaint. By Order dated April 1, 2008, the Court granted defendants a second enlargement, until May 12, 2008, so that this office could review the investigations file related to plaintiff's incident, in order to determine whether the Corporation Counsel's Office could represent the individually named correction officers. This office has since reviewed this file, and we have determined that we will be unable to represent defendant Correction Officer Deishay Smallwood, Shield #14628.

In view of the foregoing, this office respectfully requests that the Court grant Officer Smallwood an additional thirty days until June 11, 2008 to answer or otherwise respond to the complaint, so that he may have an opportunity to obtain legal representation in this matter.¹ Plaintiff is incarcerated and proceeding *pro se*. Therefore, this application is made directly to the Court.

¹ An answer to the complaint is being filed today, May 12, 2008, on behalf of defendants Captain Atrailyes Carter, Captain Antoinette Cort, Officer Anselmo Farrell, Officer Fritz

Continued...

Accordingly, it is respectfully requested that the Court grant Officer Smallwood an enlargement of time, until June 11, 2008, to submit an answer or otherwise respond to the complaint.

I thank the Court for its time and consideration of this request.

Respectfully submitted,



Amy N. Okereke
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Special Federal Litigation Division

cc: Marcus Rasean Thompson, plaintiff pro se
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Montrevil, Officer Brenda Person, Officer Harmon Frierson, Officer Robert Santana, and Officer Ronald Cook.